

MCGREGOR W. SCOTT
United States Attorney
JAMES R. CONOLLY
Assistant United States Attorney
501 I Street, Suite 10-100
Sacramento, CA 95814
Telephone: (916) 554-2700
Facsimile: (916) 554-2900

Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

RUBEN ANGEL CASTRO,

Defendants.

CASE NO. 2:19-MJ-142-EFB

STIPULATION FOR EXTENSION OF TIME FOR
PRELIMINARY HEARING PURSUANT TO RULE
5.1(d) AND EXCLUSION OF TIME

DATE: December 16, 2019
TIME: 2:00 p.m.
COURT: Hon. Deborah Barnes

Plaintiff United States of America, by and through its attorney of record, Assistant United States Attorney James R. Conolly, and defendant Ruben Angel Castro, both individually and by and through his counsel of record, Assistant Federal Defender Linda Allison, hereby stipulate as follows:

1. The Complaint in this case was filed on August 23, 2019, and defendant first appeared before a judicial officer of the Court in which the charges in this case were pending on August 29, 2019. Previously, the court set a preliminary hearing date of December 16, 2019, with time beyond the 14-day limit waived after a finding of good cause.

2. By this stipulation, the parties jointly move for an extension of time of the preliminary hearing date to January 16, 2020, at 2:00 p.m., before the duty Magistrate Judge, pursuant to Rule 5.1(d) of the Federal Rules of Criminal Procedure. The parties stipulate that the delay is required to allow the defense reasonable time for preparation, and for the government's continuing investigation of the case. The parties further agree that the interests of justice served by granting this continuance outweigh the

1 best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

2 3. The parties agree that good cause exists for the extension of time, and that the extension
3 of time would not adversely affect the public interest in the prompt disposition of criminal cases.
4 Therefore, the parties request that the time between December 16, 2019, and January 16, 2020, be
5 excluded pursuant to 18 U.S.C. § 3161(h)(7)(B)(iv), Local Code T-4.

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7 IT IS SO STIPULATED.

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9 Dated: December 13, 2019

McGREGOR W. SCOTT
United States Attorney

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11 /s/ JAMES R. CONOLLY
JAMES R. CONOLLY
Assistant United States Attorney

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13
14 Dated: December 13, 2019

/s/ LINDA ALLISON
LINDA ALLISON
Assistant Federal Defender
Counsel for Defendant
RUBEN CASTRO

1 MCGREGOR W. SCOTT
United States Attorney
2 JAMES R. CONOLLY
Assistant United States Attorney
3 501 I Street, Suite 10-100
Sacramento, CA 95814
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6 Attorneys for Plaintiff
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9 IN THE UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
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Plaintiff,
13
v.
14 RUBEN ANGEL CASTRO,
15
Defendant.
16

CASE NO. 2:19-MJ-142-EFB

[PROPOSED] FINDINGS AND ORDER
EXTENDING TIME FOR PRELIMINARY
HEARING PURSUANT TO RULE 5.1(d) AND
EXCLUDING TIME

DATE: December 16, 2019
TIME: 2:00 p.m.
COURT: Hon. Deborah Barnes

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18 The Court has read and considered the Stipulation for Extension of Time for Preliminary Hearing
19 Pursuant to Rule 5.1(d) and Exclusion of Time, filed by the parties in this matter on December 13, 2019.
20 The Court hereby finds that the Stipulation, which this Court incorporates by reference into this Order,
21 demonstrates good cause for an extension of time for the preliminary hearing date pursuant to Rule
22 5.1(d) of the Federal Rules of Criminal Procedure.

23 Furthermore, for the reasons set forth in the parties' stipulation, the Court finds that the interests
24 of justice served by granting this continuance outweigh the best interests of the public and the defendant
25 in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). The Court further finds that the extension of time would
26 not adversely affect the public interest in the prompt disposition of criminal cases.

27 THEREFORE, FOR GOOD CAUSE SHOWN:

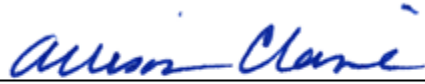
28 1. The date of the preliminary hearing is extended to January 16, 2020, at 2:00 p.m.

1 2. The time between December 16, 2019, and January 16, 2020, shall be excluded from
2 calculation pursuant to 18 U.S.C. § 3161(h)(7)(A).

3 3. Defendants shall appear at that date and time before the Magistrate Judge on duty.

4 IT IS SO ORDERED.

5 DATED: December 13, 2019


ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE